

THE COMMISSIONER OF CORPORATIONS HEREBY ADOPTS
THE FOLLOWING NONSUBSTANTIVE CHANGES
IN THE REGULATIONS UNDER THE
CHECK SELLERS, BILL PAYORS AND PRORATERS LAW
AS SET FORTH IN CHAPTER 3, TITLE 10,
CALIFORNIA CODE OF REGULATIONS
EFFECTIVE: March 29, 2000

1. Repeal Section 1772.1:

1772.1. Corporations

~~An applicant for a license to engage in the business of selling checks, drafts, money orders, or other commercial paper, or receiving money as agent of an obligor for the payment of utility bills or as a general or special prorater shall be a corporation, organized under the laws of the State of California.~~

Note: Authority cited: Section 12300, Financial Code. Reference: Section 12300, Financial Code.

2. Amend Section 1781 to read:

1781. Fictitious Firm Names

~~Every check seller shall conduct his business under his true name unless he has complied with the provisions of Chapter 5 (commencing with Section 17900) of Part 3 of Division 7 of the Business and Professions Code.~~ An applicant who desires to conduct his business under a fictitious firm name shall file with the Commissioner a certificate of the county clerk showing compliance with the provisions of Chapter 5 (commencing with Section 17900) of Part 3 of Division 7 of the Business and Professions Code.

Note: Authority cited: Section 12300, Financial Code. Reference: Sections 12217 and 12300.2, Financial Code

3. Amend Section 1790.1 to read:

1790.1. Fidelity Bonds for Agent

A licensee engaged in the business of selling checks or accepting money for the purpose of forwarding it to others in payment of utility bills shall obtain and ~~and~~ keep in effect at all times a fidelity bond on each agent of the licensee in a principal amount sufficient to protect the licensee against substantial loss. If the liability of an agent to the licensee for any three consecutive business days exceeds \$5,000, the licensee should be protected from loss by a fidelity bond in a principal amount at least equal to the highest liability of the agent to licensee for any three consecutive business days, unless the Commissioner for good cause, in writing, has found that a different amount of coverage would be in the public interest.

Note: Authority cited: Section 12300, Financial Code. Reference: Section 12223, Financial Code.